

Minutes of a Meeting of the Town Board of the Town of Riverhead, held in the Town Hall, Riverhead, New York, on Tuesday, January 21, 1986, at 7:30 p.m.

Present: John Lombardi, Councilman
Victor Prusinowski, Councilman
Louis Boschetti, Councilman
Robert Pike, Councilman

Also Present: Richard Ehlers, Town Attorney

Absent: Joseph F. Janoski, Supervisor

Councilman Prusinowski called the meeting to order at 7:30 p.m. and the Pledge of Allegiance was recited.

Councilman Prusinowski, "I would like to welcome everybody to the Town Board meeting tonight. As you can see, the Supervisor took ill this afternoon and will not be able to join us this evening. I'd like a motion to approve the minutes of Special Board Meeting held on December 30, 1985 and a Regular Board Meeting held on January 7, 1986. Ok. Let's do the first one first."

Councilman Boschetti offered the following resolution which was seconded by Councilman Prusinowski.

RESOLVED, that the Minutes of Special Board Meeting held on December 30, 1985 are dispensed without objection and be approved.

The vote, Boschetti, yes, *Pike, abstain, Prusinowski, yes, Lombardi, yes, Janoski, absent.

The resolution was thereupon duly declared adopted.

Councilman Pike, "Abstain on the first one. I wasn't a member of the Board."

Councilman Prusinowski, "Ok. Now we'll do January 7, 1986."

Councilman Boschetti offered the following resolution which was seconded by Councilman Lombardi.

RESOLVED, that the Minutes of Regular Board Meeting held on January 7, 1986 are dispensed without objection and be approved.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, absent.

The resolution was thereupon duly declared adopted.

Councilman Prusinowski, "As you can see, there are some members of the department heads present in the audience who will be able to answer questions from time to time. Mrs. Pendzick, we'll go to Reports."

REPORTS

Riverhead Fire District-annual report for fiscal year ending December 31, 1985.

Filed

Tax Receiver-January 13, 1986 report of collection to date. (\$8,908.632)

Filed

1/21/86
REPORTS Continued

Recreation Department-monthly attendance report for December, 1985.

43
File

Police Department-for month of December, 1985.

File

OPEN BID REPORT - Street Lights

File

Bid Date: January 21, 1986
4 Bids Submitted

#1 NAME: NASSAU ELECTRIC EAST
ADDRESS: 1595 OCEAN AVENUE, BOHEMIA 11716
TOTAL BID: \$17,819.55 (See file for breakdown)

#2 NAME: SUFFOLK LIGHTING SUPPLY
ADDRESS: 550 EAST MAIN STREET, RIVERHEAD, 11901
TOTAL BID: \$17,983.99 (See file for breakdown)

#3 NAME: REVCO ELECTRIC
ADDRESS: BOX 119, RIVERHEAD, NY 11901
TOTAL BID: \$19,850.72 (See file for breakdown)

#4 NAME: SHOREBROOK ELECTRIC SUPPLY CORP.
ADDRESS: 281 EAST MAIN STREET, EAST ISLIP, NY 11730
TOTAL BID: \$15,296.30 (See file for breakdown)
TOTAL BID: \$14,820.40 (See file for breakdown)

OPEN BID REPORT - TRAFFIC SIGNS - HIGHWAY DEPARTMENT

Filed

Bid Date: January 21, 1986
3 Bids Submitted

#1 NAME: CHEMUNG SUPPLY CORP.
ADDRESS: P.O. BOX 527, ELMIRA, NY 14902
TOTAL BID: \$4,313.30

REPORTS Continued

#2 NAME: EMPIRE MUNICIPAL SUPPLY
 ADDRESS: 250 ROUTE 303, BLAUVELT, NY 10913
 TOTAL BID: \$

#3 NAME: CAPITOL HIGHWAY MATERIALS, INC.
 ADDRESS: ROUTE SIX, BALDWIN PLACE, NY 10505
 TOTAL BID: \$4,490.90

Irene Pendzick, "That concludes reports."

Councilman Prusinowski, "Ok. We'll move right on to Correspondence."

CORRESPONDENCE

Suffolk County-resolution paying sewer rates for 1985-86 bills (\$14,929.) (See Sewer District Minutes)

File

Sherry Johnson, 1/12/86-requesting Manorville be included in review of Master Plan and emphasizing environmental significance of area.

File

Board of Health, 1/3/86-advising of meeting to be held on January 15, 1986.

File

Glenda Sorenson, 1/21/86-submitting resignation as of January 31, 1986.

File

Conservation Advisory Council-minutes of January 8, 1986 meeting.

File

Planning Board, 1/17/86-recommendation that application of A. Cinque be rezoned from Agricultural "A" to Residence "C".

File

Councilman Prusinowski, "Ok. Yes. I'm going to do that in a minute. The time for the first public hearing has not arrived yet. Under Unfinished Business:

UNFINISHED BUSINESS

Kimbrooke Enterprises-special permit for condominiums on Sound Avenue, Is still pending before the various Boards of Town Government.

UNFINISHED BUSINESS Continued

Anthony Conforti-Site Plan for office building, Howell Lane and East Main Street. Likewise.

Atrium Group-Special Permit to use 2 residential homes in industrial zone. That is the subject of a resolution tonight.

Barry Wedel-Site Plan to alter sign manufacturing building on West Main Street. Is pending.

Rollin Hargis-Special Permit to add 23 units to existing park on River Road. Is pending.

Anthony McLean-Change of Zone to construct housing on w/s of Doctors Path. Is pending.

Justin Purchasing-Special Permit for 20 couple residence, Sound Avenue. Is pending.

Miles Cane-Change of zone on n/s of Route 58. Is pending.

Motel on the Bay-Special Permit to change to 20 condominium units. Is pending.

Arthur Thurm-Amended Site Plan for total reduction of 43 units. That is the subject of a resolution tonight.

McDowell Electric-Site Plan for building on Edwards Avenue, Calverton. Is still pending.

Robert Hartmann-Change of Zone: Agr. "A" to Res. "C" on Doctors Path and Reeves Avenue. Likewise.

M.H. of L.I., Inc. (K. Dunleavy)-Change of Zone: Res. "B" and Ind. "A" to all Res. "B". Likewise pending."

Councilman Prusinowski, "We're going to break with tradition here for a moment or the procedure and recognize a group who is with us tonight to mark the 68th anniversary of the Ukrainian Independence. And Mrs. Pendzick, I would like to call on resolution #78 to be called and read and then we have somebody who wants to address the Town Board."

RESOLUTIONS

#78 RESOLUTION ACKNOWLEDGING THE 68TH ANNIVERSARY OF UKRAINIAN INDEPENDENCE.

Councilman Lombardi offered the following resolution which was seconded by Councilman Prusinowski.

WHEREAS, January 22, 1986 marks the 68th Anniversary of Ukrainian Independence, and

WHEREAS, Freedom must be recognized and guarded forever, and

RESOLUTIONS Continued

WHEREAS, Riverhead citizens of Ukrainian heritage have contributed a richness of culture to this community.

NOW, THEREFORE, BE IT

RESOLVED, the members of this body, assembled here this 21st day of January, 1986 do hereby proclaim January 22, 1986 to UKRAINIAN DAY in the Town of Riverhead, and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the Ukrainian National Association, Branch 256, c/o Cyril M. Bezkorowajny, 389R Sweezy Avenue, Riverhead, New York.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, absent.

The resolution was thereupon duly declared adopted.

Councilman Prusinowski, "I had a little advantage. Cyril gave me his pronunciation in English written. I would ask him to come to the podium. He has a presentation he would like to make to the Town Board. Sure. Use the microphone and just state your name."

Cyril Bezkorowajny, Sweezy Avenue, "Mr. Prusinowski, members of the Town Board, ladies and gentlemen. For those of you who don't know me, my name is Cyril Bezkorowajny and I'm branch secretary of the Ukrainian National Association, branch 256 in Riverhead. Before I say a few words, I would like to ask Monsignor Nicholas Babak of St. John the Baptist, Ukrainian Catholic Church to come to the microphone and say a few words for this occasion. Monsignor."

Monsignor Nicholas Babak, "Cyril, ladies and gentlemen. On January 22nd we will celebrate the 68th Anniversary of the proclamation of the independence of Ukraine. So it depends upon us to express our solidarity with our present and our past Ukraine. Maybe soon be able to enjoy the God given freedom which we thank God and the Americans enjoy. Thank you."

Cyril Bezkorowajny, "Ladies and gentlemen, perhaps there are many people here who do not know what the purpose of our organization is so I'd like to take about one minute and read to you one paragraph about what our organization stands for. The purpose and objects for which this corporation is formed; are to promote unity, social intercourse and socialization and social relation and to difuse principals of benevolence and charity among Ukrainians and their descendants residing within the United States and its possessions and within the dominion of Canada. To secure their moral and mental development to educate and instruct them in the principals of free government, American institutions and laws and for those purposes to open, organize and maintain schools, libraries and other educational facilities. To arrange and provide for their entertainment and amusement, to publish and circulate among them literary and educational publications and newspapers in their own and in the English tongue and to providè and maintain an old age home for

PERSONAL APPEARANCES Continued

Cyril Bezkorowajny, Continued

its members under such conditions and in such manner as may be provided by the rules and by-laws of the association and allowed by law and to provide recreational, sports, social and vacation facilities for its members, their families and their children. Our branch in Riverhead has annually for about the past ten years held an annual dinner dance purpose of which was to raise funds and to provide scholarships for members of our own branch. Our national headquarters this year awarded scholarships amounting to one hundred thousand dollars to students throughout the United States. On this 68th Anniversary of the Ukrainian Independence, what I would like to point out to you is the case of a young Ukrainian fellow who came to this country with his parents this past year or two years ago. And since he was under age, his parents tried to take him back to the Ukraine when they left this country and there was a legal battle that ensued and right now he is a U.S. citizen. What I would like to read to you is one paragraph from the Ukrainian Weekly which is an English language newspaper that is published by our organization out of Jersey City. And it states as follows: Declaring Waldo (the boy's name is Waldo Polavchek) a free man. Chicago attorney Julian E. "Culous" told the New York Times that Mr. Polavchek's birthday marks the end of the youths legal battles. He added that Waldo's U.S. citizenship papers were to have been filed on the morning of October 3rd. And the article continues to state that Waldo's ordeal began in 1980 when his family came to the United States to settle in Chicago. After several months in this country, the parents decided to return to the Soviet Union. Waldo and his sister, then almost eighteen, chose not to return. And then what happened was a long court battle ensued between the parents and people here in this country where the parents tried to take them back to the Soviet Union but the young fellow didn't want to go. He wanted to stay here. And then last month, the U.S. Federal Appeals court ordered a hearing in order to give Mr. and Mrs. Polavchek a final opportunity to present their side of the story. Now that Waldo has turned eighteen, he automatically leaves his parents custody and no further hearings will be held. The New York Times reported on October 3rd that Waldo heard from his parents for the first time in two years when a telegram arrived wishing him a happy birthday. Happy Birthday the telegram read, we wish you the best. And this is what Waldo said. Waldo said that he enjoys life in America. He characterized his new home as a place where everyone can take advantage of freedom of religion, freedom of movement, freedom of speech and all the great opportunities this great country has to offer. A lot of people here perhaps, take whatever freedoms you have (you know) for granted. But (as the Monsignor said) there are many people in the Soviet Union who can't worship as they please. They don't have the right to speak out for whatever they want as you people do here tonight at this public hearing. Thank you very much members of the Town Board and the audience."

Councilman Prusinowski, "Ok. Cyril. Thank you very much. We will have a suitably engrossed proclamation and I think at that time we'll have the photographer take a picture then instead of tonight. Ok. Thank you very much. We have one resolution

17/11/86
PERSONAL APPEARANCES Continued

Councilman Prusinowski, Continued

that we will address before the meeting recognizing anyone wishing to be heard. Mrs. Pendzick I would call that resolution right now."

RESOLUTIONS

#51 CANCELS PUBLIC HEARING RE: CONDEMNATION OF PROPERTY OWNED BY DAVOR AND MARIA SARIC SCHEDULED FOR JANUARY 21, 1986 AT 7:45 P.M.

Councilman Boschetti, "Mr. Chairman do you want me to explain the necessity of this resolution or would you rather explain that?"

Councilman Prusinowski, "I'll explain that. Why don't we do the resolution first and then I'll explain why."

Councilman Boschetti offered the following resolution which was seconded by Councilman Pike.

WHEREAS, the Town Board has noticed a public hearing concerning the condemnation of a parcel of property owned by Davor and Maria Saric for January 21, 1986, and

WHEREAS, pursuant to discussions between William Haugaard, Esq., attorney for the Sarics; Richard Ehlers, Town Attorney, and the Highway Superintendent, Charles Bloss, it is desirable to cancel such public hearing at the request of both Mr. Haugaard and the Highway Superintendent as joined in by the Town Attorney, and

WHEREAS, this Board requests that a mutual settlement agreement to both sides for the acquisition by the Town of a portion of the Saric property for drainage purposes is in the best interest of the Town of Riverhead.

NOW, THEREFORE, BE IT

RESOLVED, that the condemnation hearing of Davor and Maria Saric scheduled for January 21, 1986 at 7:45 p.m. be and is hereby cancelled.

Councilman Prusinowski, "Ok. As the resolution clearly states the public hearing has been cancelled pending the outcome of the negotiations between the principal involved and the Town of Riverhead. This was a request made through the principals attorney, Mr. Haugaard. And if those discussions do not come through fruition, a new public hearing will be scheduled."

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, absent.

The resolution was thereupon duly declared adopted.

Councilman Prusinowski, "Ok. With that being the case and the time for the next public hearing not being arrived, I will open up the meeting to anyone wishing to be heard on any subject. Mr. Kasperovich."

PERSONAL APPEARANCES Continued

William Kasperovich, Wading River, "Good evening gentlemen. Let me take this opportunity to say "pustorvalue'cher'or' kruinskioluski"."*

Irene Pendzick, "Bill would you spell that please?"

William Kasperovich, "If you can't do this Mrs. Pendzick, it's your loss. The Ukrainian people have been here for as long as anyone in this room can remember."

*A Ukrainian word which is not understandable to the clerk which means "I welcome you, you Ukrainian people".

Irene Pendzick, "The last time you did that, my secretary went crazy."

William Kasperovich, "That's alright. She knows where 15th Street is and the telephone is still working. One of the great freedoms and privileges in this country is the ownership, personal ownership, property of land. This is still one of the places on this earth that an individual can own a piece of land and heaven and earth has to be moved to take it away from him. Now it came to light that you people attempted to take a man's land away very likely without regard and secreted it from the public. This motivates me to come up here and talk. I tried to keep calm and serene and peaceful but inside me I say where the h--- do you people get off doing something like this? I went to the Town Clerk. No papers, no record. Now Mrs. Pendzick, you told us before election time what a good job you're doing and we all agreed with you but you sure let us down when important documents have to be presented to the public. You can't get them. You know who has to give them to you and we expect you to conduct yourself accordingly. Mr. Pike, I'll take exception with you since I'm sure you've sat in some classroom somewhere in some university on condemnation proceedings. The other gentlemen are not greenhorns to this. So they know what's important and what's involved. But here, no public information, no study prior to a resolution for a public hearing, no informing the highway superintendent of your anticipated moves. Nobody knew anything about it except you five gentlemen. And you five gentlemen did not take the right steps for taking a piece of land off the taxrolls. Now, I spoke to Mr. Haugaard this afternoon. I talked to Mr. Saric at length. I talked to Mr. Bloss and nobody knew any valid reason to condemn this piece of land. Now there was a...."

Councilman Prusinowski, "Bill I have to caution you. You have one minute left on the five minutes on this particular subject or you can come back later and continue."

William Kasperovich, "Thank you. I do get carried away when I get excited. And I think that the procedure in informing the people is just as important as the law is written. On this Saric case the Town and its attorney crossed the t's and dotted the i's when it came to my conduct as a professional engineer which they didn't push on anybody else when Mr. Janoski refused

PERSONAL APPEARANCES ContinuedWilliam Kasperovich, Continued

to acknowledge my licensing. That was bad enough."

Councilman Prusinowski, "Bill I'm going to have to ask you to conclude your remarks. I said you can come back."

William Kasperovich, "When you take away the function of the Planning Board wherein we established five men and women tried and true to think and act for us, to take it off their agenda; the very request that you people we're going to try to do. The very same thing. Now if it were something different, it would be understandable. But to attempt to do something that was put before the town....."

Councilman Prusinowski, "Bill I'm going to have to ask you to conclude. Go ahead. Finish your thought."

William Kasperovich, "Well if you keep interrupting my concluding thought, how can I conclude."

Councilman Prusinowski, "Because you know you have a five minute rule and you've already been speaking for seven minutes on this topic and I would like you to conclude your remarks and come back later and address it again for five more minutes on this topic. We have a public hearing getting ready to start. I have to take a picture with the Ukrainians. We have a proclamation here. We want to take a picture for the press so they can get some publicity on this independence week."

William Kasperovich, "Well are you offering me a privilege of returning?"

Councilman Prusinowski, "Oh sure. Oh sure. We're just doing it five minutes at a time. Ok. I would ask the representatives from the Ukrainian group to come up front who want to be in the picture with the town. But we'll just stop briefly and I'll ask the members of the press if you would take a picture of us presenting the proclamation."

MEETING PAUSED TO ALLOW THE PRESS TO TAKE A PICTURE

Councilman Prusinowski, "Ok. It's 7:55. The Town Clerk will please read the notice of the next public hearing."

PUBLIC HEARING - 7:55 p.m.

I have affidavits of publishing and posting of a public notice for a public hearing to be held at Riverhead Town Hall on Tuesday, January 21, 1986 at 7:55 p.m. to hear all interested persons regarding: The Granting of the Right to Use Street, Highways, and Public Places by Community Organizations and Individuals as Required by Section 64(7) of the Town Law.

17-11700
PUBLIC HEARING Continued

Councilman Prusinowski, "The purpose of this public hearing is from time to time during the year; public groups, civic groups, civic organizations, non-profit groups such as the boy-scouts, the Polish Town Civic Association, the Riverhead Country Fair etc., requests the Town Board to use public property to have their functions. This resolution... The purpose of the public hearing and the purpose of the resolution is to grant the Town Board permission to issue permits, etc. without going through a public hearing each and every time one of these applicants or groups asks the Town Board to use public property. Is there anyone here wishing to talk to the Town Board about this public hearing? That being the case, I declare the hearing closed."

7:45 PUBLIC HEARING CLOSED AT 7:57

Councilman Prusinowski, "We will now reopen the meeting to anyone wishing to be heard on any subject, anything. The superbowl. Yes."

Bob Skinner, Wading River, "Not about the superbowl. I had a question but really a little bit of guidance. We have a small community of sixty some odd homes of which they for whatever reason decided to elect me president over the summer. I keep getting a lot of....."

Councilman Prusinowski, "Congratulations."

Bob Skinner, "Thank you very much. And I keep getting a lot of questions from the people about the subject of people converting their basements into apartments. We had people who have asked apparently varying places within the Town Hall and have gotten rather conflicting reports. Is it legal? Is it not legal?"

Councilman Prusinowski, "It's not. It's not."

Bob Skinner, "If it is not and you say it's not, who is the direct person to speak to on this?"

Councilman Prusinowski, "The Building Department."

Bob Skinner, "When you mention heads of government, etc., etc., I didn't see anything that really pertained to that. So it would be the Building Department, Mr. DeLucca's office."

Councilman Prusinowski, "Exactly."

Bob Skinner, "Ok. And all the comments should go directly to him?"

Councilman Prusinowski, "Yes."

Councilman Lombardi, "And Ray Wiwczar."

Councilman Prusinowski, "And Ray Wiwczar. Anyone in the Building Department generally. And if they have the code books there and generally unless it's way pre-existing zoning, two-family houses in Riverhead is not legal at the present time unless it's a pre-existing situation."

PERSONAL APPEARANCES Continued

Bob Skinner, "Ok. That's fine."

Councilman Prusinowski, "Or in some residence C zone which was approved by a special permit of the Town Board. But you're specifically talking about is not legal at the present time."

Bob Skinner, "Ok. Thank you. One other comment. I went to my first Planning Board meeting last Thursday and they promised they would pass on the comments that I made to them regarding certain items that were on the agenda. And since I have the opportunity, I would like to express them personally. We had up to about 11 o'clock that night, hearings concerning approximately three hundred and thirty five units of housing. God only knows how many more units are in people's minds in various places throughout the Town, Island whatever. I can't see how we can keep developing the central portion of the township with single family dwellings, multi-family dwellings, whatever and not first or at least keep concurrent with upgrading recreational facilities that we have. And it just seems the question that I had asked and a couple of other people spoke about was where are these people going to go to the beach and the answers are not there. We haven't heard anything about the L.I.L.C.O. acquisition etc., etc. in a long time. You know, somehow I think these things should be in place or at least be thought about and planned on before we can allow this type of development."

Councilman Prusinowski, "In fact on our Thursday work session with the Town Board which is open to the public I think it begins at 2 o'clock, we will be talking just about those topics about rezoning, zoning in general in the Town of Riverhead, the question of the Jamesport property, recreational facilities. We have a review committee which we have appointed and we have to give some direction to. And addressing the question of the subdivisions that are either planned or on the drawing boards and how the Town Board wants to proceed for the future. Ok. We're..."

Bob Skinner, "2 o'clock?"

Councilman Prusinowski, "2 o'clock. It will be right here in the Board room."

TAPE ENDED

Councilman Prusinowski, "... It's not 8:05. Does anybody else want to talk to the Town Board for about three minutes on any other subject? Mary Beth. Ok. I know why you're here. Ok. Let's do a couple of resolutions."

RESOLUTIONS

#52 AUTHORIZING TOWN CLERK TO ADVERTISE NOTICE TO BIDDERS
RE: RENOVATION OF WATER DISTRICT BUILDING AT PULASKI
STREET.

(See Water District Minutes)

1/21/86
RESOLUTIONS Continued

Councilman Pike, "We have a full length advertisement here for renovations of the building. The specs are in the Town Clerk's office and there are the technical details. If anybody would like me to read them, I certainly will. But other than that, not hearing a request, I would move the resolution."

#53 APPOINTS MAINTENANCE MECHANIC II - SEWER DISTRICT.

(See Sewer District Minutes)

#54 AUTHORIZES COMMUNITY DEVELOPMENT AGENCY TO PURCHASE PREMISES NOW OWNED BY BELLA POLI LOCATED AT 45 THIRD STREET, RIVERHEAD, NEW YORK.

Councilman Lombardi offered the following resolution which was seconded by Councilman Prusinowski.

RESOLVED, that the Community Development Agency be authorized to purchase the premises now owned by Bella Poli located at 45 Third Street, Riverhead, New York for the sum of \$12,500 (Twelve Thousand, Five Hundred and 00/100 Dollars), and

BE IT FURTHER RESOLVED, that this transaction shall be subject to a permissive referendum, wherein the Town Clerk is authorized to publish and post a copy of this resolution which gives notice that at a regular meeting held on the 21st day of January 1986, the Town Board of the Town of Riverhead duly adopted the above resolution, which resolution is subject to a permissive referendum pursuant to Article 7 of the Town Law of the State of New York, and

BE IT FURTHER RESOLVED, that the Supervisor is authorized to execute on behalf of the Community Development Agency a contract of sale with regard to the purchase of premises located at 45 Third Street, Riverhead, New York.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, absent.

The resolution was thereupon duly declared adopted.

#55 AUTHORIZES TOWN CLERK TO PUBLISH AND POST DISPLAY HELP WANTED AD RE: PART-TIME HOME AIDE.

Councilman Boschetti offered the following resolution which was seconded by Councilman Pike.

RESOLVED, that the Town Clerk be and is hereby authorized to post and publish a Display Help-Wanted Ad in the News Review and the Suffolk Life the following Help-Wanted Ad:

HELP WANTED

The Town of Riverhead is now accepting applications for the position of Part-Time Aide for the Senior Home Aide Program. Applicants must reside in the Township of Riverhead and have use of a personal vehicle. Applicants will be expected to do light housekeeping, shopping, errands and es-

RESOLUTIONS Continued

corting for frail or handicapped senior citizens. Applications are available at the Community Development Agency Office, Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, Monday through Friday between 8:30 a.m. and 4:30 p.m. For information please call 727-3200 Ext. 37. The Town of Riverhead is an equal opportunity employer. This position is funded by the New York State and Suffolk County Offices for the Aging and the Town of Riverhead.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, absent.

The resolution was thereupon duly declared adopted.

Councilman Prusinowski, "Let the record show that it is 8:06. The Town Clerk will read the notice of public hearing."

PUBLIC HEARING - 8:05 p.m.

I have affidavits of publishing and posting of a public notice for a public hearing to be held at Riverhead Town Hall on Tuesday, January 21, 1986 at 8:05 p.m. to hear all interested persons regarding: The Special Permit of Victor Pafundi to Construct 20 Condominium Dwelling Units on Front Street, Corners of South Jamesport Avenue and Point Street, South Jamesport.

Councilman Prusinowski, "As you know, the Town Board adopted a five minute rule which says that any speaker can come up to the podium and speak at a public hearing for five minutes at a time. What we generally do is I keep a list of everybody who has spoken once. Once everybody in the room has spoken once, then we'll go for round two for five minutes at a time. I have a timer up here should the comments get a little bit long. I will give you a one minute warning. We have a lot of people in the room. Everybody will be heard. And is there anybody here first representing the applicant? Peter S. Danowski, esq."

Peter Danowski, "This is kind of a repeat performance for some of you who had attended an informational meeting at the suggestion of this Town Board. Approximately a week ago we came before this same room and gave some ideas and some information as to what was happening with this project. We thought it was helpful to do that. And basically I have to condemn the Town Board for saying this so that we could try to suggest in an open type of forum any ideas that might come forward either from the crowd or from the applicant or vice versa. To begin with we have an application with regard to condominium units. This application concerns itself with a property that is in the business A zone. And what that means and what I did the last time which I will repeat somewhat again today is to indicate there are other uses permitted within the business A zone other than condominiums. I mention it because the applicant, Victor Pafundi who is present this evening who was present at the informational meeting who was present at prior meetings, had a choice to make concerning what he wished to build or suggest building on the site. Alternatives which would not require variances which would not require

PUBLIC HEARING ContinuedPeter Danowski, Continued

Planning Board recommendation which would be much simpler and much easier which are not issued by special permit but which are rather permitted uses without a special permission from the Town Board includes such things as: a boarding house, a motel, a marina, a restaurant and I could go through the rest of them in the statute, our town code. But they're there for public view and public knowledge. Instead for what it's worth, the applicant chose to take the long route the more tedious route which subjects him to further scrutiny and more questions and more public forums to say that he felt that in this area it would be preferable to put some sort of housing unit as opposed to a restaurant, a motel or whatever. With that said, we had a public hearing once before. I presume this Town Board is going to incorporate by reference that prior public hearing in case there were some people who may have appeared that couldn't appear here tonight that gave their comments that are public records. Additionally, that hearing was adjourned. And then again at a public type of forum, it was closed. We've had a new informational hearing. We're at the stage of a new public hearing. In addition, the applicant has been to the Planning Board. He has also had application pending before the New York State Department of Environmental Conservation. And regardless of approval by this Town Board, he anticipates going to the Riverhead Town Zoning Board and even should the Zoning Board grant the necessary variances, he will have to go to Suffolk County Board of Health with regard to sewer and water. Sewer and water are questions that come up almost daily. And I recognize the concerns of the people in South Jamesport. If approvals are granted by this Town and Suffolk County says that you can not get water or sewer cured to their satisfaction, any problems with regard to those situations, we can not build. We recognize that. I don't really think that this Town Board is going to sit here and tell you that they have jurisdiction over those issues. Some questions have come up. Is the town going to put public water down there? There's been some public comment that hopefully within perhaps a years time, public water will be available. There's been technical questions that have been posed. The applicant has some people here tonight that might be able to answer some technical questions. Basically, the public hearing is on a proposed condominium; twenty units in number recognizing that variances are in fact necessary. I don't want to take up a lot of time. I know there are public reactions, public time for those who might ask the question; are you going to go forward with any other application beyond condominium? Yes. We basically hired Donald Denis, our local architect, to do drawings and he continues to work on projects other than condominiums for the site. With that, I just leave the forum open so as many people can make comment as possible."

Councilman Prusinowski, "Peter you don't have some of those drawings or renderings you brought with you last time?"

PUBLIC HEARING Continued

Peter Danowski, "At 8:05 Donald Denis was supposed to be here. Anyone seen him, let us know."

Councilman Prusinowski, "Ok. He's got them all then. So when...."

Peter Danowski, "He has them all. When and if he gets here, we'll produce them, set them up. In and out during a break we'll talk about it with anyone."

Councilman Prusinowski, "Ok. Fine. Is there anyone wishing to.... I will point out that the attorney for the applicant and his panel will be available to answer direct questions from the audience through me as the chair of the meeting. Ok. Is there anyone wishing to make a statement or address the Town Board on this public hearing? Who's first? Yes ma'am. Just state your name and where you're from for the record. If you could speak into the microphone because.... Just turn the mike that way. There you go. So we have you on tape."

Catherine Welsh, S. Jamesport, "My name is Catherine Welsh. I live on South Jamesport Avenue in South Jamesport and I'd like to read a letter from the Jamesport/South Jamesport civic association. "Dear Members of the Town Board: The consensus of the members of the Jamesport/South Jamesport Civic Association regarding the special permit application of Victor Pafundi for the construction of condominiums in South Jamesport is to recommend denial of the application. The high density of the proposed project in such a sensitive area is a major concern of our members. Also, the proposed condominiums would not blend in with the revitalization of our old larger homes in the area. The sensitivity of the land to be developed and the preservation of the integrity of our neighborhood are the two major reasons we ask the members of the Town Board to reject this application."

Irene Pendzick, "May I have a copy of that?"

Councilman Prusinowski, "Is there anyone else wishing to address the Town Board on this? Yes sir. Ok. Go right ahead."

Ted Strickroth, Aquebogue, "I'm a carpenter. I'm all for progress. I'm all for new construction."

Irene Pendzick, "May I have your name and address please?"

Ted Strickroth, "Yes. Sorry. Ted Strickroth. Post Office Box 88, Aquebogue. I'm all for new work but I build energy efficient homes. I try to work with the environment. Not just build for building sake. We don't want to stop progress. We know it's inevitable. We may want to slow it up a little bit but we know progress is good and it's going to come. What we want is progress with a conscience. Thank you."

Councilman Prusinowski, "Ok Ted. Thank you. Anybody else wishing to address the Town Board on this subject?"

PUBLIC HEARING Continued

Sam Sadov, Jamesport, "My name is Sam Sadov. Do you need the address?"

Irene Pendzick, "Yes please."

Sam Sadov, "P.O. Box 361, Jamesport. Unfortunately, both due to work and not hearing announcements, I was not at some of the other meetings. So I'm not sure some of the issues have been addressed. I live in the area. I work as a biologist and have a lot of experience and knowledge about the effect of certain stresses on an environment and I question. I agree that progress has to go on. I don't have a problem with having some sort of construction in the area but I do have a problem with the amount of density that is planned for that area. Particularly with the restrictions on access to the beach areas, increase of activities that may affect wildlife in that area. I don't think anybody has brought up the fact that at Miamogue Point there, it is a fairly heavy feeding area of some of the sea ducks that winter in our area. I'm not saying we shouldn't build because sea ducks are there but I'm saying some consideration should be given to the wildlife as well as the stress on the water table. That number of units in one limited area pumping that much water out, is most certainly a greater effect than a motel would be or than a restaurant would be or than some of the other structures that have been mentioned in that area. As to a marina, I'm not sure whether you'd get the permit to be able to do that. Speaking to the builder if he's here or the planning people; I think that might be more difficult than building a condominium. But I do feel that, as a local resident, there should be some sort of environmental impact statement done before this Board makes a decision as to whether they grant this permit on the water table and any possible effects on the wildlife in that immediate area."

Councilman Prusinowski, "Thank you. Anyone else present wishing to address the Town Board?"

Jane Ludlow, Washington Avenue, Jamesport, "Good evening. My name is Jane Ludlow. I live on Washington Avenue in Jamesport. My husband and I have lived in Jamesport for eighteen years and previous to that, in South Jamesport for four years. We are still in the process of bringing up five children. We have always went swimming in the Peconic Bay. I am opposed to this project due to many concerns. It is an environmentally sensitive area that affects the entire coast west of us. It has an affect on flooding for a large section of South Jamesport. It will heavy traffic to the entire area. There will be a problem of parking. Not only at the beach but at the surrounding area. There will be a problem with water if the monies for town water aren't supplied early enough. There also has been many irregularities occurring with the submission of applications and plans by the developer. This high density would set a precedent for our community. We would lose our last open space and the face of our community would change. Most of all the sewer problem concerns me. The area is not big enough for a proper sewage treating system for twenty condominiums. I don't want my children swimming in raw or treated sewage which could possibly happen by accident or storm. Thank you."

Councilman Prusinowski, "Anyone else? I saw somebody. You'd rather not go yet. Betty Brown."

Betty Brown, Jamesport, "My name is Betty Brown and I live on Peconic Bay Boulevard and I'm not sure if it's Aquebogue or Jamesport but I am in the Jamesport fire district. Whereas the Town Board has been on a roll striving for change for the economic development in the Town of Riverhead had achieving just that, I am hoping that this subject area would not be considered in the same light. Approval of this application would begin the sprawl, the intense sprawl development in a quiet community. The granting of this application would be the foot in the door for similar applications in South Jamesport and other surrounding communities. I am aware of that often Town Boards, Planning Boards and Variances Board have taken great pains to accomodate an applicant when the land has no desirable use. Perhaps it is unattractive or the applicant will certainly make improvements that will benefit our town or create jobs. This parcel of land is certainly not an example of any of the above. Obviously not a parcel South Jamesport is ashamed of. It is probably one of the most beautiful parcels on the North Fork. I asked them why would this Board consider stressing South Jamesport by elevating the density in such a small hamlet. Our Master Plan, although I realize it's not adopted, by which the Town Board often relies on, does not call for increase in density in this area. Our Planning Board has rejected this application citing that the developer needs six acres for such a project. The South Jamesport civic association supports the rejection of this proposal vehemently. I ask all Board members to do some long hard thinking over this application. By accepting this application, do you realize that it will increase the intensity of development in this residential neighborhood. Is this the resumeable controlled group we are all striving for in Riverhead Town? Is the approval of this application going to approve the convenience and order of the Hamlet of South Jamesport? Or is this particular application going to greatly improve the applicant's bank account. I suggest that this is an inappropriate use of this parcel. That there are many other logical uses that would be in keeping with the neighborhood. I suggest that the Board flatly deny this application for twenty condominiums on two acres. We, the residents of Jamesport and the Jamesport civic association have been reminded often that the application before the Board is for twenty condominiums. We have been asked to suggest to the Board what number would be more to our liking. I think it is improper for anyone to suggest at this time to alter the application before you. If the applicant wishes to reapply for another number of units, we will be glad to come back and try to give you some kind of educated opinion on the new application. At this time, the application is for twenty and I oppose it. Thank you."

Councilman Prusinowski, "Thank you Betty. Just answer one question. One point you made is the reason we considered these things is not because we initiate them because it's a private property owner. They have the right under the town code to apply for this and that's the purpose of this public hearing. Allright. Who's next? Go ahead."

PUBLIC HEARING Continued

James Farley, South Jamesport, "Just want to introduce. Please don't count this towards my five minutes. I'd just like to introduce John G. Glander who is a real estate appraiser. He's the senior member of the Columbia Society Real Estate Appraisers and a member of the pool of real property appraisers County of Suffolk and he has many other achievements behind him. We've asked Mr. Glander to review the density of the neighborhood, the appropriateness of the use of the parcel for a condominium project within the context of our existing community. I give you Mr. Glander and I believe he has copies of his resume for you."

John Glander, Appraiser, "Thank you and good evening. Would you gentlemen like a copy of my qualifications?"

Councilman Prusinowski, "Sure why not. And John just for the record just tell us who you are and where you're from. I know who you are but some people out there might not."

John Glander, "I'm sure you're right."

Councilman Prusinowski, "I don't know if I should count this towards your five minutes. Distributing advertising material. Do you want us to read them? Ok. Let's go."

John Glander, "I made them specs of the property..."

Councilman Prusinowski, "You are John...."

John Glander, "My name is John G. Glander. I live in New Suffolk, New York."

Councilman Prusinowski, "Ok. Great. Go."

John Glander, "I inspected the property that's in question and the neighborhood at the request of the residents of South Jamesport and I took some pictures of the best houses I could find closest to the property in question."

Councilman Prusinowski, "Yes. We'd like to to take a closer look at it."

John Glander, "Does my walking count."

Councilman Prusinowski, "Absolutely. That's two minutes."

John Glander, "I remember South Jamesport about twenty years ago and it's come a long long way since then. It use to be a summer colony with some pretty run down houses. As you can see there there are some new houses, some very attractive houses and it's become a very attractive year around community and it's come a long...."

Councilman Prusinowski, "I agree."

John Glander, "You agree. I also went into the assessment records and went to see all the different use of property in the general area or actually in the neighborhood. And I came up with about five different pieces of property and the rest were residential and predominately one-family, one three-family and a few two-family. And the two-families seem to be evaporating rather increasing. Under the zoning you can't have two-family but it seems to lend itself to one-family. And the condominium idea certainly isn't going to enhance the property. As small areas as it is, it's highly (very) dense as it is for small lots. And in my opinion, the highest and best use of the property would be for residents, one-family residence which would yield two lots. Now that property originally according to my record, sold for a hundred thousand dollars. In my retrospect of this project, the twenty units at a proposed price of two hundred and fifty five thousand dollars per unit would come to roughly five million dollars. Now if you took twenty five percent of that cost for land, you would get one million two seventy eight per acre. Now if you do it from the standpoint of seventy dollars per square foot for units of fifteen hundred square feet, you come to about one million one dollars per acre. Right down two lots away which are lots section 92, I believe it's section 3 on the water the lots 1 and 2, that sold recently for two hundred and twenty five thousand dollars."

Councilman Prusinowski, "Each? John. Each? Or all of them?"

John Glander, "It's just about an acre. One and two are approximately forty four hundred square feet and that sold for two hundred and twenty five thousand dollars in '84."

Councilman Pike, "John did you reduce that to writing the bit you just gave us?"

John Glander, "I beg your pardon."

Councilman Pike, "Do you reduce what you just said to writing? I'm trying to figure out what lots you're talking about."

John Glander, "I'm talking about lots 1 and 2. Do you have the charts there?"

Councilman Pike, "Yes I do. We have the tax map. Yes but they're not that big."

John Glander, "Go to section 92, it would be block four. That comes to about an acre if you put the two lots together."

Councilman Pike, "Oh. The two of them together. That's what I didn't understand."

John Glander, "Some forty four hundred square feet."

Councilman Prusinowski, "Ok. Right."

John Glander, "And that sold for two twenty five in '84. And with this proposed condominium set up, the arithmetic is quite astounding. It comes to over a million dollars an acre. And I don't think you'd pay that or get that kind of yield from Southampton and the ocean. I would be interested in to know what the actual selling price that is proposed and also the number of square feet per unit to verify my figures. Two fifty seems reasonable for this type of construction on the water from what I've seen in newspaper and what I've seen this actually selling."

Councilman Prusinowski, "Two fifty meaning two hundred and fifty thousand dollars per unit for market price?"

John Glander, "Yes I would say that's it. It's reasonable."

Councilman Prusinowski, "You have about two minutes left John. I'm not counting all the times you came up here so go ahead."

John Glander, "Now if you were to look back twenty years from now, nobody would dream of building a house like you see on this chart today. The point I'm trying to make is the houses today are very attractive and that they should afford every protection possible and the area has been going up and up and it still has a way to go but it's certainly going in a very positive direction. And if you were put, at it's presently zoned, for the number of acres possible for a house you could put two houses on that water front property it would enhance the area tremendously. And even more than that, it could actually be a public beach or a community beach. This would be very much in order. Anything that would help that area would help everybody."

Councilman Prusinowski, "John you've got a minute. Then you can come back again if you have some more to say."

John Glander, "That's alright. I've covered pretty much all of it."

Councilman Prusinowski, "Councilman Pike would like to ask you a question."

Councilman Pike, "Two questions. You indicated you know the purchase price of a hundred thousand dollars. I assumed you figured that out from the transcript stamps on the deed."

John Glander, "Yes."

Councilman Pike, "Do you also..."

John Glander, "Actually that's... No. The deed states it. I'll give you a copy."

Councilman Prusinowski, "What year was that deed?"

PUBLIC HEARING Continued

Councilman Pike, "My second question is what's the date of the deed?"

John Glander, "The date of the deed is May, '83. Now we're talking about the lots 1 and 2 we're talking about or the subject property?"

Councilman Prusinowski and Pike, "The subject property."

John Glander, "There may be further information on this. I don't know. But this is what came out in the computer the other day and they're about two months behind and I would suspect that's how he got...."

Councilman Pike, "I have another question for you. Have you taken a look at the question of; if the particular parcel in question was brought by the community association or some group of residents there, what they could expect. Say they were in a radius of five hundred feet, if they had rights to use that beach what they could expect in terms of appreciation to their individual lot."

John Glander, "I think it would be a very important factor in appreciation. Right now at all the ends of the street are public beaches but there is not one big public beach. If you were to study this a little bit, you'd find out that New Suffolk has a public beach, Southold has a public beach in size. Riverhead has a public in size. Jamesport proper has a public beach in size and South Jamesport really doesn't. There is a lot of density of population down there and they sure could use it."

Councilman Pike, "Could you now before the record closes, give an estimate of what you think the appreciation to each of those lots would be."

John Glander, "I think it's a question I could answer."

TAPE ENDED

James Farley, "Good evening. James Farley once again. 252 South Jamesport Avenue. I'd like to speak to you. I know I have five minutes and I'll try and roll through it and try and capsulize my ideas about this whole process. It comes down to really three major concerns in my mind. The key concern and I think it's the same concern that we've all voiced all along is density. I think a new concern that we all have or I think a viable alternative that we've all been thinking about or haven't had enough time to think about is a recreation district and then I'll finish off with just a few remaining concerns of the community as the icing on the cake. With respect to density, we've reviewed the proposal. We recognized the Town Board must act. However, we've read now the newspaper that the applicant said it's nineteen or it's no good. Well I think nineteen is just an unrealistic number. But that leaves us with having to pick between zero and nineteen and we find that unreasonable and an undue burden on us to come up with the right number for him. So

PUBLIC HEARING ContinuedJames Farley, Continued

we have said and everyone says to me to say; say none. If the Town Board wants to rule on this application with a reduced number, we'll have to leave it to them and to their best judgment. But we say; say none. Reject the proposal and ask the applicant to come back with a reasonable proposal. We've reviewed the density in the area ourselves. We've all lived out there. We look at D.E.C. standards and yes there is a coy distinction between business and residence property. But D.E.C. basically says for that property four units. We look at coastal zone management plans which have not been enacted. We look at the standards that they set there and for that same property it says four units. We looked at proposed zoning. We discussed it at the information hearing the other night. The proposed zoning as put forth to us by Supervisor Janoski himself; residence C. I said residence A. You can't have residence A. You've got to have residence C. Look at how many lots are there. It's pretty dense already. Yes. You're right. Residence C says six acres minimum for any condominium project. Mr. Pafundi wants to rely on business A. We say the neighborhood does not bear truth to that current zoning classification. And furthermore we say that any of the businesses that are said to exist there are presently defunct and therefore, offer no business character whatever to the community. Pardon my speaking so. I'm trying to lean into this mike. I don't trust it. We see that Mr. Pafundi needs so many units. It's contradictory to the current environment of the community. So we say resubmit. Give us a realistic proposal and we'll give you a realistic response. Secondly, the recreation district. This idea has not been formulized by us. I don't think we've had time to really digest it. Nor have we've had time to get to the nitty gritty details necessary to come up with an honest appraisal. So we request a month if that's a reasonable amount of time with the Town Board or the town government's help and I think that might be reasonable to develop an honest study. To let us go to our neighbors. Let us go to our neighbors. Let us go to the assessed values and see if we can realistically come up with this park district. As a concluding comment there, I say let us please let us include this report as part of tonight's record, record of the hearing. We would request that. Finally, or not finally. These alternatives that we're being threatened with; the restaurant, the bar, the disco, the hotel, the sixty four story gambling casino. I don't find these to be threats to us. These are threats to the Town Board. And let me tell you why. If the Town Board were ever to permit those sorts of things to take place in South Jamesport, it is my current view and I'm sure it's the view of most of the association that the Town Board would permanently alienate the association and even those individuals living in the community who do not wish to associate with us. In view of the current nature of the community, we just can't so how you would ever permit those alternatives to happen. If you did, if you did, I believe the relationship between the Town Board and South Jamesport would be irreputably damaged. So to me, the threats not to us. It's to you and I wish you would recognize it that way. Finally, the final concern. Whatever happens on this project the key concern is use of the beach. Reasonable use of the beach. Not to be hung up in legal semantics about who owns the clams and all that

James Farley, Continued

stuff. Just everybody wants to have beach space. Open space in South Jamesport. We think maybe a moratorium on development in South Jamesport or maybe even in all the water district areas of the Town of Riverhead ought to be considered until the zoning act gets put together completely. And finally we request that a zoning hearing be convened I guess would be an appropriate term. I heard the Councilman mention that zoning was a topic of discussion for the working meeting this coming Thursday and I applaud that. We say please give us a zoning hearing. We'll go residence C and we say that if you want to go residence C as Mr. Janoski pointed out might be an appropriate way to go, then if you make any decision with respect to this pending application, that that decision reflect where you want to go with South Jamesport in the future. And not just be..... Well I can't get the right word. In opposition to it. In conclusion, we thank the Board for the opportunity to have allowed us the democratic process which we felt was previously denied and we like the opportunity to have been able to organize due to this earlier infailure we believe we had. And we can only assume that we will stay organized and we will be even more organized every year and you're all welcome to come to our annual meeting which we'll now schedule for late October every year. Thank you."

Councilman Prusinowski, "Jimmy just on a couple of points. As an outgrowth of this process as I mentioned at the information meeting and spoke to several of your neighbors, the Planning Department is putting together options for the Town Board for the entire South Jamesport area. So that is being done. Once we have preliminary proposals put together, there will be a public hearing as according to town law. Because when you change a zone, you must have public hearings. So that's in the works already and that will be done because we've gotten the message on that. As far as the other thing, I just want to point out sometimes when you have zoning codes that are in place that's part of town code and they're there and an applicant comes in, it's not that easy to rezone something because now all of a sudden the guy wants to build a restaurant. Sometimes it goes to the court and the judge will say yes. It has to go there. But that's just a simplistic thing because you have environmentally things and stuff like that."

James Farley, "My only rejoinder to that would be that in this instance we have a situation where the zoning code does not clearly define what is necessary for a condominium development."

Councilman Prusinowski, "You're absolutely correct. That's the purpose of a special permit."

James Farley, "Exactly. So what I'm saying is that if residence C says six acres and it's clearly defined, then it's well within the ambit of the Town Board to follow their nose on terms, of where they want to go in the future with South Jamesport rather than the way the zoning code is written today."

PUBLIC HEARING Continued

Councilman Prusinowski, "Well we agree on that and that's why we're coming up with options. Ok. Anybody else would like to address the Town Board on this?"

Sharon Waldman, S. Jamesport Avenue, "I live on South Jamesport Avenue and I've been there for nine years. My husband and I both have businesses in town and we're raising our children on South Jamesport Avenue. Before moving here, I lived in California and I witnessed the tremendous explosion in population and growth that took place there over the last twenty years. I saw some communities grow with good sense and good planning and they are still beautiful today. And I saw other communities grow much more like a cancer with chaos and self destruction. It makes me feel like a man who once died and went to h--- and he asked God for one more minute of life so that he could come back to earth and speak to his brother and warn him that if he didn't change his ways, he too would end up in h---. And God said no. It wouldn't do any good because he wouldn't listen to you anyway and all I'm asking you tonight is to listen to your planning committee who has already rejected this proposal, listen to those of us tonight who are here to backup that planning committee, listen to the Master Plan as it's already proposed and reject the application as it is presented before you tonight. Thank you."

Councilman Prusinowski, "Anyone else? Mary Beth. I was wondering when. We can't have a public hearing without... Now, be nice."

Mary Beth Andresen, "I thought I would let everybody else have a chance first. Pardon me."

Councilman Prusinowski, "How have you been?"

Mary Beth Andresen, "I'm fine thanks. My name is Mary Beth Andresen and I live on Church Lane in Aquebogue. We talked about cluster zoning. We talked about open space. And I think that somehow I was at the very first meeting at this condominium proposal that evening and it sort of blew my mind. I didn't speak at that meeting because I had spoken at a few others and I didn't want to discredit anybody else. I wanted to gain more information. Open space; I mean that's a joke in this situation. We are over densifying this area. Six acres is a minimum condo for development as it is in the present zone. This property contains two point two acres. Gentlemen, the zoning laws are formulated to protect the existing nature of the area. However, in this town we bend rules every time a hardship case is presented. Obviously, the hardship in this case is that the property only contains two point two acres. Condominiums however, do have their places in community settings. The Bluffs at Baiting Hollow is an example. However, condominiums with a density of ten residents per acre are not a condominium that I would per chance want to invest in. Firstly, the beauty of condominiums rely on many factors. One is their location. Two is their construction. Three is their access. Four is their variety of their services offered and five is their privacy. The Jamesport site has a lovely location on beautiful Peconic Bay. We give it number one. Number two construction; however, could leave a lot to be desired being the property is only two feet above the

Mary Beth Andresen, Continued

high tide mark and the lovely Donald Denis drawings would have to be rectified by adding a six foot cement under structure thus increasing the height of the condos approximately thirty to thirty-two feet in height. That I don't think is shown on the pictures. Access to the beach is severely hampered during storms and heavy tides. As we have had the misfortune to witness first hand in the past year. And lastly; the variety of services offered by this exclusive condominium at present is just the Peconic Bay. Two hundred and fifty thousand dollars without tennis courts or swimming pools; I don't know if this really has a lot to offer. Privacy is all but nil when you over densified the area. Gentlemen, I feel that if this proposal is passed, this condominium would be a white elephant in a rebirthing of a salvaged community. I think a condo on this site would be a tenament of the future. Thank you."

Councilman Prusinowski, "Anyone else wishing to address the Town Board on this subject? Anyone else wishing to address the Town Board? Would the applicant like to come up one more time? No? You have a couple of questions of the applicant? Ok. Councilman Pike has a couple of questions for the applicant. Then we're going to take a break."

Councilman Pike, "First a couple of comments Pete. I think a few of you people realize that the first time there was a hearing on this particular application, I was on the other side of the fence. And I was greatly concerned at that time by the lack of participation by the community group, particularly at the second hearing at which absolutely nobody showed up. We know that a range of discussions have been held about why that happened and why it shouldn't happen in the future and I hope that we can endeavor to make sure that that sort of thing doesn't happen in the future. One of the ways that can happen best is being demonstrated here tonight by people galvanizing around areas and projects that concern their area. At that first public hearing though I asked the applicant, his representative, to put on the record a statement regarding the compliance of this project with the proposed coastal zone area as shown in the plan for coastal areas developed by the Town of Riverhead with its planning consultants. To my knowledge that has not been to date. That planning study calls for density levels anywhere between one and two in certain conditions with water and three or four units per acre if there is both water and sewer. I don't know of any plans for sewerage in the area. So the density in that plan is substantially less than is being envisioned by this application. Secondly, during the subsequent meetings that have been held on this project, I asked for the applicant not for the community but for the applicant, to go on record to take a look at the existing community. To evaluate what the lot sizes were there and the number of houses on each lot. What the existing density of the area of the neighborhood was. I haven't heard a response to that particular analysis put in the record. I wasn't asking the applicant to do it. In fact, I spent a little time doing it myself. And what I've done is taken all the lots and figured out what the square footage of each of the lots in the area is. And if you take all of the lots within about a four hundred and fifty to

PUBLIC HEARING ContinuedCouncilman Pike, Continued

five hundred foot range, you'll discover that the average size per lot is twelve thousand six hundred and twenty square feet. That is in the range of between three to four dwelling units per acre. That's what the existing area is like now as it is currently developed. That assumes that each lot has building on it. My concern is that just on the math alone, this development is well above the ten units (approximately ten units) per acre the existing density. My concern is that it seems to be going the planning effort. And in fact, the final request that I would make of the applicant is we do have an existing Planning Board recommendation to disapprove the project. And the applicant give us substantial reasons why we should not go along with the recommendations of the Planning Board."

Councilman Prusinowski, "Peter."

Peter Danowski, "I don't know how you want me to respond to that Rob. I realize that before you got on the Town Board, you took a position by asking a question or questions at the first public hearing voicing some concern. I was not here. My associate was. The question; and I think you and I have discussed this, is one that maybe we can debate and we won't agree. I know that. But when you start comparing what residences look like on individual residential lots, you're not distinguishing the fact that this property is in business A zone and you're not distinguishing the fact that you're comparing residential individual homes with a commercially zoned lot. And in my opinion, that is unfair. That is to use the word improper in the correct sense not to insult you. But I don't think you can take someone who contracts to buy a piece of property on the basis that he looks at the property, he looks at the zoning, he looks at the allowed use, he looks at other commercial areas whether it is the marina and no one can say that is defunct. Whether it's a neighborhood bar, whether it's a post office. And he looks at the zoning uses and it seems to me that he should have the right to comply with the law as it now exists in the town. No one is looking to threaten anyone. No one is looking to suggest that somehow the Town Board is going to lose their friends here or not. What we're suggesting to the Town Board is that you grant the application subject to variances that will have to apply before the Zoning Board. I, for one, have suggested informally and I think maybe some Board members might even agree, that if you know if you get through a long process and you can't get approval because either the Zoning Board says no or the Suffolk County Health Department says no. It would make a heck of a lot more sense to go there in the first place. Unfortunately, questions that people pose here, how are you going to sewer? How are you going to water? Those answers come from the Suffolk County Health Department and they will not give us an answer at this moment. Alright. So we have to go through the preliminary process without having the answers for people. I don't think it's fair to say to the man who buys a piece of business zoned property that he can't use it. I don't think you can say to him; I have a house a block away or two blocks away and I think only a house or two should be placed there. That's not what the zoning says. I'm not look-

Peter Danowski, Continued

ing to threaten anyone. I have informally spoken to people here and I've basically asked them because some of the answers are surprising. There are some people who say to me they would rather have a restaurant there. I would not have suggested that someone would give me that answer but people have. That may make me go back with my applicant and say; gee, the people would rather have a restaurant there then a condominium project. Well maybe we should scrap the whole plan. Just go with the restaurant. That is not a threat. If the overall view were that and the Town Board were to say to my applicant put a motel there, put a restaurant there, I'll have to go back and talk to my client about it. When you talk about a recreational use district, I'm not the general taxpayer legal adviser and I'm not about to suggest to you what you're responsibilities would be as a taxpaying member of a recreational use district. I don't even think the Town Attorney will legally advise you with regard to that. We in this town have paid enough taxes already. We hearing the gripe in this town; hey we don't have enough single-family homes for young guys, we don't have enough jobs. Whose going to pay for the taxes in this town? This project in rough numbers would bring in per year, seventy five thousand dollars worth of taxes. I'm not suggesting you shouldn't go out and form a recreational use district. If the people within the district want to do that, that's their concern. You go to your leader whoever it might be, you organize and you make that attempt. All I am saying is I'm suggesting a practical application with a practical client. He makes an application. He has come before you twice at public hearings. We're putting forth this application. Not getting into name calling, I think everyone of you have a right to stand up here. Everyone of you have a right to say what is on your mind for any reason I couldn't agree with. So what. You have a right to say that and you stand up here. And so I think it's good you're here. I think it's good you voiced your concerns. I think whatever person should do is say; look at the property, look at the zoning, look at the law, understand the position of this Town Board, the Zoning Board or the Planning Board is in. Recognize that the Planning Board approved this project and then disapproved it to the limited extent of the question of density which is a Zoning Board question. Alright. And they approved the overall concept of a condominium project. So to say the Planning Board denied or they're against the project, is somewhat inaccurate. They favor the concept. They question the density. They realize we have to go to the Zoning Board for a variance. Our application to this Town Board would not, as I pointed out, give us permission to build. We would ask this Town Board to grant the application subject to all the necessary variances before the Zoning Board. We've heard, I realize, spokesmen and I know letters have been submitted. We have individual ideas. I know we have a large number here. I'm sure not everyone does fit into one little narrow area. Different people have different ideas. I'm sure that's going to happen to any project that you choose for that site."

Councilman Prusinowski, "Ok. Anybody else wishing to address the Town Board on this subject? Wally."

PUBLIC HEARING Continued

Walter Binger, Aquebogue, "Good evening. I sat through most of this hearing and I'm listening to everything that's going on and I've just become very angry in the last five minutes. And in the last five minutes, we had a speaker come up here and tell us, if we took our cod liver oil with a little sugar it wouldn't taste as bad. I think what we got here is if he's not using a threat of the hotel and he's not using a threat of a restaurant, I don't believe a restaurant will do very well off the beaten path down there. I don't believe a motel is going to do very well without the tennis courts because obviously he doesn't have the room, without the pool. In a bay that's going to be filled with sewage and over-treatment and get into the environmental problems. I don't want to get into all of that. If the applicant will be willing to first change his application to a change of zone to residence C. Then come back and say under the residence C zoning I would like to put twenty condominiums on this piece of property. Then I might see where the applicant is trying to go along with the type of zoning in the area. I think a lot of us have been in Riverhead. I haven't been here as long as everybody else in the room but I'm beginning to feel it's my home. It's been my wife's home all her life. It's been my wife's grandmother's home all her life, seventy-five years. I think I'm beginning to feel it's a community and I hate the fact that these developers are coming in and taking because we have fairly lax codes because we weren't quite set for the rush of development that is now happening today, tomorrow, next week. I think we've got to get things straightened out first before we can let somebody walk all over our densities the first shot out of the barrel. You want to settle for six on two and a half acres. You want to settle for five for two and a half acres but don't threaten us with other projects and bigger condominiums and sixty seven story casinos. But I really think this man is going about it the wrong way and he's got my dander up. And the past speaker also got my dander up and you'll have to excuse me I'm still a little shaky. Thank you."

Councilman Prusinowski, "Thank you Walter. Is there anyone else wishing to address the Town Board on this subject?"

Garrison Brown, Peconic Bay Blvd., "I'm a residence of Aquebogue, Peconic Bay Boulevard and I don't have a prepared statement or anything but I do want to go on record as opposing the condominium project for all the reasons the other speakers that have gotten up here have given. I think they're all valid plus a few more that during the week I have thought of that haven't been mentioned tonight. Such as one point five parking places for condominium unit. The stress which has been recorded tonight, a stress on the eco system, the environment down there. Whether or not town water goes in. It's still going to be stressful in the line of sewage and I'm going to make it short. I'd like to thank all of the people that came out tonight. Judging from the applause, most are against. Not all of them have spoken. Many of them are of the silent majority and I'm nervous myself standing up here. And I think a lot of people are just not coming forward because they feel that way. I'm looking out and I think I know probably seventy five percent of the people here as residents of Riverhead and South

PUBLIC HEARING ContinuedGarrison Brown, Continued

Jamesport. Many of them senior citizens. I applaude them for their spunk and determination to come down here and at least by voicing an opinion through representatives such as the South Jamesport civic association. They deserve a lot of credit. Thank you."

Councilman Prusinowski, "Thank you Doctor Brown. You'll be next. I see your hand. You'll be next. We have sombody coming up from the rear of the audience."

Lockwood Pennell, Jamesport, "Good evening. My name is Pennell. P-e-n-n-e-l-l. Lockwood Pennell. I live on 6th Street in Jamesport. I originally come from Vermont."

Councilman Prusinowski, "I was just up there."

Lockwood Pennell, "I beg your pardon sir."

Councilman Prusinowski, "I said I was just up there this weekend."

Lockwood Pennell, "How was it? Nice?"

Councilman Prusinowski, "It was great until it started raining."

Lockwood Pennell, "Skiing or no skiing?"

Councilman Prusinowski, "Yes. We were skiing until Sunday morning when I woke up and saw pea soup fog and we drove back to Riverhead."

Lockwood Pennell, "So you made it anyhow. You made it back."

Councilman Prusinowski, "It was great."

Lockwood Pennell, "I've been coming to Jamesport since 1918. We came out of Brooklyn, New York for the simple reason that the implements are academic. My dad brought us out here for a couple of weeks to get away from the city. We lived in a little old house a nice little old house with two little old people. It was built in about 1900 and we have three children and quite a few grandchildren and some great grandchildren. I never get an opportunity. One young fellow is a colonel at Fort Landerwood, Missouri and when they get an opportunity to come to Jamesport they want to come back to Jamesport. The other fellow is General Motors, they liked to come back to Jamesport. My daughter in Dallas, Texas. It's real nice that they just bought a home near us in Jamesport. Maybe like two years ago. They come from Dallas just for Jamesport. There's a certain atmosphere around this whole community. Comparatively speaking, since 1918 it has changed very little. I would hate to see a group of people come in here for a short term and for the Town to think about seventy thousand worth of taxes a year just to kind of revamp a community. The houses, people in

PUBLIC HEARING ContinuedLockwood Pennell, Continued

Jamesport, South Jamesport, they're thinking about the atmosphere. They're thinking about the environment. There's a million other things. I don't know anything about the variances and the business location but I think there's something more to consider when you think or any Town Board or anybody gives a piece of property for a few thousand bucks just to ruin an entire background and the history of a little community. Thanks a lot. It's been a lot of fun. Good to say hello to you."

Councilman Prusinowski, "Thank you. I think he's going to run for the Mayor of Jamesport. He is the Mayor of Jamesport. I still like Vermont even though it rained Sunday."

Adrienne Bucholtz, S. Jamesport, "My view of the situation is this.... My name is Adrienne Bucholtz from South Jamesport and this is my view of the situation. I feel that many good citizens of Riverhead have spent a lot of time trying to beautify Riverhead and have been doing a very good job. I wonder if Mr. Pennell's family as they return to Jamesport and travel Route 58, start to get a little worried that Riverhead is maybe being trashed. I feel that this condominium project would be the trashing of South Jamesport and I think that we're a very viable resource as a group at this point. We've come to know each other. I now know Mr. Pennell and I'd like to see that the feeling of the community in South Jamesport and its beauty is preserved as it is. Thank you."

Councilman Prusinowski, "You're welcome. You'll be next right after...."

Jim Smiley, S. Jamesport, "I moved out here. I'm fairly new out here. I'm only out here four years, four and a half years now. But as one of the previous speakers mentioned, I've heard neighborhoods deteriorate and that's why I'm here. I've lived in a small town. I've spent forty years growing up in a small town. Then the developers come in and of course the village fathers being money hungry for taxes, let them do what they wanted. They built apartment houses, built two-family houses on every piece of property they could find. Eventually it was just another slum. I don't want to see that happen here. I selected this property for what it was worth. The neighborhood, I viewed it with the idea that they're not going to come in here and build apartment houses, condominiums and whatever else. I had a nice little beach down the end of the street. It wasn't my property but I had a beach to go to. I don't want that to happen. I would like this Board here to deny this request to the twenty units. Thank you."

Roberta Burns, S. Jamesport, "I'm opposed to the condominium proposal of this property. It's the last open space in South Jamesport. And the elimination of the open space will drastically effect the character of our community. We moved to South Jamesport eight years ago and within that time there has been drastic improvement as far as families restoring and rebuilding their homes to bring back that down home look of a small port town. A town whose focal point is older homes and proximity to the Bay. A family oriented community who after a five day work week depend on the Bay for its recreation. It is

PUBLIC HEARING ContinuedRoberta Burns, Continued

hard to imagine that twenty condominiums on two point five acres could be considered an asset to such a community. Such a proposal would surely change its down home character. Secondly and very importantly, it is against town code as the Planning Board recognized by denying and not giving its approval. Thirdly, the proposed Master Plan for the area is one of low density which this proposal is clearly not. I understand that the town needs a certain amount of growth and building to generate jobs and capital for our town, that we must keep in step with the times. But with a proposal like this there's no going back. Must we use one of our last small natural beautiful pieces of land? Build it up to over capacity so it can generate its maximum tax dollars. It appears to me that Route 58 must be generating enough tax dollars for the whole town. This is not just a South Jamesport issue. It is a Riverhead Town issue. If we give up our open space, our ruralness, as far as I'm concerned we've given up everything and I have pictures of Point Street on the water in our last flood. I guess that is God's way of saying it isn't zoned business because unless they have life preservers to....."

Councilman Prusinowski, "Who's next?"

Francis Colwatch, S. Jamesport, "I've lived on South Jamesport Avenue for the past twenty-two years. Just three houses north of the proposed condominiums. I firmly believe that this project would damage the physical and the social environment of our neighborhood. I'd like to retire in peace, pleasantness in this town rather than with a large population and too much activity."

Councilman Prusinowski, "Is there anybody else wishing to address the Town Board on this? Ok. We're going to allow for some comments as I said earlier in writing. I think we're going to have some submissions (excuse me) within the next thirty days. We'd like those written comments within the next thirty days which will also coincide with the time that has been requested by the association to do some investigation on the recreational district. That being the case, I declare the hearing closed. Thank you all for coming out tonight and I hope you drive home safely. And we are going to take a break for about ten minutes and we'll be back here about 9:20."

7:55 PUBLIC HEARING CLOSED AT 9:10 P.M.

MEETING RECESSED AT 9:10

MEETING RECONVENED AT 9:29

Councilman Pike, "Ok. Now that we've solved all the problems of the universe."

Councilman Prusinowski, "Ok. We're going to do resolutions. Does anybody want to do resolutions by title? If not, no. Let's do resolution 56. Yes. Bill I'll be more than happy to give you..."

William Kasperovich, "Isn't it on the agenda before the resolutions?"

PERSONAL APPEARANCES

Councilman Prusinowski, "Fine. I'll give you five more minutes. Before I do is there anyone else here who wants to speak about any other topic who hasn't spoken already? That being the case.... Excuse me."

Unidentified Speaker, Speaking from audience, INAUDIBLE.

Councilman Prusinowski, "Ok. Thank you. Bill."

Councilman Lombardi, "Mary Beth stay away from him."

Councilman Prusinowski, "Ok Bill. You're on. I'm going to try out this new fangled device."

William Kasperovich, "With regard to the property in question on Cliff Road owned by the Saric family, I want to put on record that there is no need to take any land off the tax rolls to solve the drainage problem that still exists."

Councilman Pike, "Bill can I ask you a preliminary question?"

William Kasperovich, "Let me finish."

Councilman Pike, "It's important. It's important to have you finish it. Have you been retained by the Sarics or any of the parties as a professional?"

William Kasperovich, "Last Spring I was retained by William Hauggard to prepare a map for an application for minor subdivision."

Councilman Pike, "Of the Sarics?"

William Kasperovich, "Yes."

Councilman Pike, "I just wanted to be clear. You're not speaking on their behalf tonight? You're speaking on your own behalf?"

William Kasperovich, "Yes."

Councilman Pike, "Your own behalf. Thank you."

William Kasperovich, "Now I don't have to put in the record that I'm a professional engineer and I have considerable construction engineering and drainages. Something I've solved sitting in my backyard without any effort. I reviewed the area, detailed. I offered the Highway Superintendent not one but several alternate possible solutions. Since the Town has already spent (and this is the shame of it, the town has already spent) considerable money in an attempt to solve the drainage problem. And I say to continue in the direction of solving the problem by taking land off the tax roll is wrong. Absolutely no need for it. Mr. Saric, as I spoke to him standing out in the middle of the road, very reasonable type individual and we don't want to take advantage of his reasonableness. We should make the best piece of land possible for somebody to put a house on be-

PERSONAL APPEARANCES ContinuedWilliam Kasperovich, Continued

cause it is a beautiful spot and we would have one additional family in the area. Now, to me we are catching up with our own history. We have looked the other way on many drainage problems letting the water blow to the low point. And when somebody gets to the land, then we attempt to solve the drainage. So this is not a first and of course it won't be a last. We do own a fifty foot strip. It runs from one street to the other street a distance of two hundred feet. Half of it we permit a man to stack his fireplace wood on. Now I've got no objective to man using land that's not used to stack his firewood. But at the same time when we entertain a thought of acquiring other land for drainage, for stormwater, I say to you we haven't looked at the problem. And without having looked at the problem, we can't possibly come up with an intelligent solution. And I put on record here that this solution does not have to take any land off the taxroll. That's the short and the tall of it."

Councilman Boschetti, "May I ask a question?"

Councilman Prusinowski, "Sure Lou."

Councilman Boschetti, "Bill."

Councilman Lombardi, "You've got to lift that up Bill all the way and hold it until you get outside."

William Kasperovich, "It doesn't work."

Councilman Prusinowski, "Ok. Bill."

Councilman Boschetti, "Bill for the record...."

William Kasperovich, "You know, let me say I worked for an executive vice president that would stop the proceedings and take out his screwdriver and fix that while we all waited. And I think of it if I should follow in his footsteps when something needs to be fixed to go and fix it."

Councilman Pike, "You are the engineer."

Councilman Boschetti, "For the record Bill, earlier you had stated that we were taking away property from the owner. Is that what you're alluding to now when you say we're taking property off the taxrolls?"

William Kasperovich, "Your resolution was to take the property labelled number twenty-nine. And twenty-nine is the Cliff Road half of the Saric property leaving them a hundred foot front to backyard and creating another piece from front to backyard. In other words, he's got a hundred fifty by two hundred front on two streets."

PERSONAL APPEARANCES Continued

Councilman Boschetti, "Is the resolution you're referring to the one that we started the meeting, number 51?"

William Kasperovich, "No. The resolution for the condemnation proceedings."

Councilman Boschetti, "Ok."

William Kasperovich, "It was to take a piece of land that would be half of the Saric property that faces the Cliff Road."

Councilman Boschetti, "Ok. So you're saying then that the property you're referring to is what you alluding to earlier in the meeting when you stated that we would be taking property from the owner. That would be correct?"

William Kasperovich, "As described in the resolution for the public hearing for condemnation."

Councilman Boschetti, "Ok. But that would be a correct statement for me to make?"

William Kasperovich, "Yes. Ok. Then I would just for the record also point out that we are in the process of negotiation with the Sarics right now. So that what ever would be worked out will be a matter for our representative and that of the Sarics to straighten out between the Town and themselves."

William Kasperovich, "And I am trying to stand here as a professional engineer with some background to say that no matter what, whether we negotiate amicably or by law or by what, there is no need to take any land off the taxroll. And what's salt in the wound is there is a piece of town property sitting there to season fireplace wood. Now if you want to trade him a few pieces of square feet from this side to that side, fine. At least you would be utilizing town property and this residence B we allowed a house to be put on a piece of hundred by a hundred to the north of this Saric property. So we could go another house on a hundred by a hundred. But still to waste land just to fit into a solution to a drainage problem is wrong."

Councilman Prusinowski, "Alright Bill."

Councilman Boschetti, "Thank you Bill."

Councilman Prusinowski, "I think we have your message and you've spoken for about nine minutes now so I'll ask you to...."

William Kasperovich, "Mr. Prusinowski you have a talent to get under my skin. When I answered Mr. Boschetti's questions, the clock stopped."

Councilman Prusinowski, "Now I understand that and I thought you were done addressing his remarks."

PERSONAL APPEARANCES Continued

William Kasperovich, "Alright. Are there any other questions?"

Councilman Prusinowski, "Ok. Thank you very much Bill. Ok. Let's go to the resolutions."

RESOLUTIONS#56 AUTHORIZING THE ACCEPTANCE OF RESIGNATION OF GLENDA SORENSON.

Councilman Pike offered the following resolution which was seconded by Councilman Boschetti.

WHEREAS, by letter dated January 21, 1986, Glenda Sorenson has submitted her resignation from the position as Legal Secretary to the Town Attorney.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Riverhead reluctantly accepts the resignation of Glenda Sorenson as Legal Secretary to the Town Attorney effective January 31, 1986.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, absent.

The resolution was thereupon duly declared adopted.

#57 APPROVES SITE PLAN OF FRED J. GALLO, JR.

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

WHEREAS, a site plan and elevations were submitted by Fred J. Gallo, Jr. for storage building at premises located at East Main Street, Riverhead, New York, and

WHEREAS, this Town Board has reviewed the site plan as prepared by Young and Young, most recently revised June 28, 1985 and elevations as prepared by Gordon K. Ahlers, P.E., most recently revised January 13, 1986, and

WHEREAS, by application to the Zoning Board of Appeals, No. 85-216, a variance has been granted reducing the side yard width to 30 feet and amending the requirement of asphalt pavement to permit crushed stone without additional drainage, and

WHEREAS, a Special Permit was granted by the Town Board on December 7, 1982, and

WHEREAS, a site plan for the retail establishment was granted January 4, 1983.

NOW, THEREFORE, BE IT

RESOLVED, that the site plan and elevations submitted by Fred J. Gallo, Jr. for storage building at premises located at East Main Street, Riverhead, New York, site plan prepared by Young & Young most recently revised June 28, 1985, and elevations as prepared by Gordon K. Ahlers, P.E., most recently revised January 13, 1986, be and are hereby approved, subject to the following:

RESOLUTIONS Continued

1. That the provisions of the Town Code, which are not addressed by this resolution or other official action of the Town, shall at all times be complied with by the owner of the property covered by this site plan.

2. That a covenant containing all the limitations and provisions of these approvals contained in this resolution, in a form as attached, shall be recorded with the Suffolk County Clerk and a certified copy of such recorded covenant shall be filed with the Riverhead Town Clerk. This resolution shall not become effective until such covenant is duly recorded with the Suffolk County Clerk and filed with the Town Clerk.

3. That the form, design, location and color of all signage shall be submitted to the Town Board for its review and approval or disapproval prior to being installed at the property. All signage so proposed shall be coordinated in appearance and design.

4. That the Declarant is familiar with Riverhead Town Code, Chapter 96, entitled, "Trash, Rubbish and Refuse Disposal", and agrees to abide by same.

5. Trash receptacles of a decorative design shall be maintained at the premises.

6. That adequate parking for the handicapped pursuant to State and Federal law shall be provided and that each handicap stall shall be designated by an individual sign erected on a stantion stating, "No Parking, Handicap Only", and the universal symbol affixed thereto.

7. That the parking area shall be maintained pursuant to specifications outlined in the Riverhead Town Code, with regard to type, thickness, and grade.

8. Lighting be confined to subject parcel, etc.

RESOLVED, that a certified copy of this resolution shall be forwarded by the Town Clerk to Henry Saxtein attorney for Fred J. Gallo, Jr. and the Riverhead Building Department.

DECLARATION AND COVENANT

THIS DECLARATION made the _____ day of _____, 1986, by Fred J. Gallo, Jr. residing at _____ Declarant.

WHEREAS, Declarant is the owner of certain real property situate in the Town of Riverhead, Suffolk County, New York, more particularly bounded and described as set forth in Schedule A annexed hereto as provided by the Declarant, consisting of 9.993 acres as surveyed by Harold F. Transhon, Jr., P.E., and

WHEREAS, for and in consideration of the granting of said site plan, the Town Board of the Town of Riverhead has deemed it to be in the best interests of the Town of Riverhead and the owner and prospective owners of said parcel that the within covenants and restrictions be imposed on said parcel, and as a condition of granting said site plan, said Town Board has required that the within Declaration be recorded in the Suffolk County Clerk's Office, and

WHEREAS, Declarant has considered the foregoing and determined that same will be in the best interest of the Declarant and subsequent owners of said parcel,

RESOLUTIONS Continued

NOW, THEREFORE, THIS DECLARANT WITNESSETH:

That Declarant, for the purpose of carrying out the intentions above expressed do hereby make known, admit, publish, covenant and agree that the said premises herein described shall hereafter be subject to the following covenants which shall run with the land and shall be binding upon all purchasers and holders of said premises, their heirs, executors, legal representatives, distributees, successors, and assigns, to wit:

1. That the provisions of the Town Code, which are not addressed by this resolution or other official action of the Town, shall at all times be complied with by the owner of the property covered by this site plan.

2. That the form, design, location and color of all signage shall be submitted to the Town Board for its review and approval or disapproval prior to being installed at the property. All signage so proposed shall be coordinated in appearance and design.

3. That the Declarant is familiar with Riverhead Town Code, Chapter 96, entitled, "Trash, Rubbish and Refuse Disposal", and agrees to abide by same.

4. Trash receptacles of a decorative design shall be maintained at the premises.

5. That adequate parking for the handicapped pursuant to State and Federal law shall be provided and that each handicap stall shall be designated by an individual sign erected on a station stating, "No Parking, Handicap Only", and the universal symbol affixed thereto.

6. That the parking area shall be maintained pursuant to specifications outlined in the Riverhead Town Code, with regard to type, thickness, and grade.

7. Lighting be confined to the subject parcel, etc.

IN WITNESS WHEREOF, the Declarant has hereunto set his hand and seal the day and year above written.

FRED J. GALLO, JR.

STATE OF NEW YORK)

ss.:

COUNTY OF SUFFOLK)

On this _____ day of _____ 1986, before me personally came FRED J. GALLO, JR., owner of certain real property located at East Main Street, Riverhead, New York the subject property of the declaration and covenant herein; that he did read the above declaration and covenant and understands its contents; that he did swear to me that he executed the same.

Notary Public

RESOLUTIONS Continued

Councilman Boschetti, "Mr. Chairman, I would like to move that this resolution number 56 be amended to include a provision that regards lighting which we had discussed previously and is not included in this particular resolution."

Councilman Prusinowski, "Ok. We'll make that number 8."

Councilman Lombardi, "It should automatically be put in there."

Councilman Boschetti, "It should be."

Resolution #57 was offered to be amended by Councilman Boschetti which was seconded by Councilman Pike.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, absent.

The resolution was thereupon duly declared amended.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, absent.

The resolution was thereupon duly declared adopted as amended.

#58 AUTHORIZES SGT. GROSSMAN, P.O.'S FOOTE, MACKIE, LYNCH TO ATTEND SEMINAR.

Councilman Lombardi offered the following resolution which was seconded by Councilman Prusinowski.

BE IT RESOLVED, that Sgt. Grossman, P.O.'s Foote, Mackie, Lynch be authorized to attend 1 day Seminar on "Ice Rescue Techniques" to be held at Rochester, N.Y. on March 1, 1986. Registration fee will be \$45.00 per person payable in advance. The expense for meals, tolls and lodging will be presented upon receipt.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, absent.

The resolution was thereupon duly declared adopted.

#59 OVER-TIME TAX RECEIVER'S OFFICE.

Councilman Boschetti offered the following resolution which was seconded by Councilman Pike.

BE IT RESOLVED, that the following employees of the Tax Receiver's Office be paid over-time:

Carol Bugdin	2 hrs.	@\$13.43	-	\$26.86
Dorothy Bugdin	2 hrs.	@\$12.87	-	\$25.74

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, absent.

The resolution was thereupon duly declared adopted.

RESOLUTIONS Continued

#60 AWARDING BID FOR THREE DUMP TRUCKS FOR THE HIGHWAY DEPARTMENT.

Councilman Pike offered the following resolution which was seconded by Councilman Boschetti.

WHEREAS, the Town Clerk was authorized to publish and post advertisements for bids for Three Dump Trucks for the Highway Department, and

WHEREAS, three (3) bids were received for said dump trucks which have been reviewed by the Highway Superintendent and the Town Board, and

WHEREAS, upon investigation, it has been determined that each of the bidders has utilized the same sub-contractor for the purpose of installing the custom body truck improvements required, and

WHEREAS, in an effort to economize, it is desirable to remove the mounting of the Town owned hitches for \$500. per truck and Pioneer Load Cover GI500D for \$1,100. per truck.

NOW, THEREFORE, BE IT

RESOLVED, the Town Board awards the bid to Otis Ford, Inc., the lowest responsible bidder meeting the specifications with the condition that \$1,600.00 be deducted for each of the three vehicles for a total bid of \$121,333.00, and be it further

RESOLVED, that a certified copy of this resolution shall be forwarded by the Town Clerk to Otis Ford, Inc., Quogue, NY.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, absent.

The resolution was thereupon duly declared adopted.

#61 AUTHORIZING THE AMENDMENT OF SPECIAL PERMIT OF B. ARTHUR THURM TO REDUCE NUMBER OF MOBILE HOMES.

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

WHEREAS, by Resolution dated February 1, 1983, the Special Permit of B. Arthur Thurm dated October 13, 1982, was approved showing a configuration for the construction of mobile homes in the amount of 128 units, and

WHEREAS, by correspondence dated November 20, 1985, by Robert L. Tooker, attorney for B. Arthur Thurm, application has been made to reduce the number of prefabricated units from the previously approved 128 to 86 for a reduction of 43 units, and

WHEREAS, the density of units per acre as proposed by the application is the same as the previously approved amount.

NOW, THEREFORE, BE IT

RESOLVED, that the Special Permit Resolution dated February 1, 1983 be and hereby is amended as follows: That the site plan referred to in said Special Permit Resolution bearing the surveyors date of September 22, 1982, be and hereby is amended to read the site plan of Young & Young dated November 15, 1985; and in all other respects the Special Permit Resolution shall remain in full force and effect, and be it further

RESOLUTIONS Continued

RESOLVED, that the Town Clerk shall send a copy of this resolution to the Building Department and Robert L. Tooker, attorney for the said B. Arthur Thurm.

The vote, *Boschetti, abstain, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, absent.

The resolution was thereupon duly declared adopted.

*Councilman Boschetti, "Due to my private sector involvement in manufactured housing industry, I abstain."

#62 AUTHORIZES OVERTIME - HIGHWAY DEPARTMENT.

Councilman Lombardi offered the following resolution which was seconded by Councilman Prusinowski.

RESOLVED, that the Superintendent of Highways be and is hereby authorized to pay time and one half compensation for overtime for a total of 35.25 hours in the amount of \$516.97, in accordance with personnel services abstract submitted and filed in the office of the Town Clerk.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, absent.

The resolution was thereupon duly declared adopted.

#63 AUTHORIZES THE SOLICITATION FOR BIDS FOR PREMIUM DIESEL FUEL OIL FOR 1986 AND 1987.

Councilman Boschetti offered the following resolution which was seconded by Councilman Pike.

RESOLVED, that the Town Clerk be and hereby is authorized to advertise for sealed bids for the purchase of Premium Diesel Fuel Oil for use by Sanitation and Highway Departments, and be it further

RESOLVED, that the Town Clerk be and hereby is authorized to open and publicly read aloud said bids at 11:15 a.m. on February 3, 1986, at Town Hall, 200 Howell Avenue, Riverhead, New York, and to make a report of said bids to the Town Board at the next public meeting following the opening of the bids.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, absent.

The resolution was thereupon duly declared adopted.

#64 AUTHORIZES TOWN CLERK TO ADVERTISE FOR BIDS ON #2 FUEL OIL - HIGHWAY DEPARTMENT.

Councilman Pike offered the following resolution which was seconded by Councilman Boschetti.

RESOLVED, that the Town Clerk of the Town of Riverhead be and is hereby authorized to advertise for sealed bids for the purchase of #2 Fuel Oil for the use of the Town of Riverhead Highway Department, and be it

RESOLUTIONS Continued

RESOLVED, that specifications and forms for bidding be prepared by the Superintendent of Highways, and bids to be returnable up to 11:00 a.m. on February 3, 1986, and be it further

RESOLVED, that the Town Clerk of the Town of Riverhead be and is hereby designated to open publicly and read aloud on February 3, 1986 at 11:00 a.m. at the Town Clerk's Office, Town Hall, 200 Howell Avenue, Riverhead, New York all sealed bids bearing the designation, "Bid #2 Fuel Oil".

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, absent.

The resolution was thereupon duly declared adopted.

#65 APPOINTS HOME CHORE HANDYWORKER.

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

WHEREAS, a vacancy exists for a Handyworker in the Senior Home Chore Program.

NOW, THEREFORE, BE IT

RESOLVED, that CLIFFORD SIEBERT is hereby appointed to the position of Home Chore Handyworker at the hourly rate of \$4.00 effective January 6, 1986.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, absent.

The resolution was thereupon duly declared adopted.

#66 APPOINTS DEPUTY TOWN CLERK.

Councilman Lombardi offered the following resolution which was seconded by Councilman Prusinowski.

WHEREAS, Town Clerk, Irene J. Pendzick has advised this Town Board that she has appointed Denise Hansen as Deputy Town Clerk,

NOW, THEREFORE, BE IT

RESOLVED, that Denise Hansen is hereby appointed to the position of Deputy Town Clerk for a period of two years, effective January 1, 1986 and ending December 31, 1987 at the annual rate of compensation of \$18,760.15.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, absent.

The resolution was thereupon duly declared adopted.

#67 AUTHORIZES TOWN CLERK TO PUBLISH AND POST HELP WANTED AD, RE: LEGAL STENOGRAPHER.

Councilman Boschetti offered the following resolution which was seconded by Councilman Pike.

WHEREAS, due to the resignation of Glenda Sorenson in the Office of the Town Attorney, a vacancy presently exists in that position.

RESOLUTIONS Continued

NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the below Help Wanted Ad in the January 30, 1986 issue of The News Review and the January 29, 1986 issue of Suffolk Life Newspapers.

HELP WANTED AD
LEGAL STENOGRAPHER
TOWN OF RIVERHEAD

PLEASE TAKE NOTICE, that the Town of Riverhead is seeking qualified individuals to serve in the position of Legal Stenographer. Applicants must possess a High School Diploma and have one year of experience in taking and transcribing legal dictation. Interested individuals must submit an application to the Accounting Department, 200 Howell Avenue, Riverhead, New York, between the hours of 8:30 a.m. and 4:30 p.m. weekdays. No applications for this position shall be accepted after February 7, 1986. The Town of Riverhead does not discriminate on the basis of race, color, national origin, sex, age and handicapped status in employment or the provision of services.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, absent.

The resolution was thereupon duly declared adopted.

#68 APPOINTS AUTOMOTIVE EQUIPMENT OPERATORS - HIGHWAY DEPARTMENT.

Councilman Pike offered the following resolution which was seconded by Councilman Boschetti.

WHEREAS, interviews for the position of Automotive Equipment Operator in the Highway Department have been held.

NOW, THEREFORE, BE IT

RESOLVED, that DAVID ANDRUSKIEWICZ, GEORGE E. WOODSON, and JAY HULSE, III be and are hereby appointed to the position of Automotive Equipment Operator at the annual rate of compensation of \$15,398.98 as set forth in Group 6, Step P of the CSEA Salary Schedule effective January 21, 1986, and

BE IT FURTHER RESOLVED, that the Town Clerk forward a copy of this resolution to the Accounting Office and Charles Bloss.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, absent.

The resolution was thereupon duly declared adopted.

#69 APPOINTS PARKING METER OFFICERS.

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

WHEREAS, interviews for the position of Parking Meter Officer have been held.

NOW, THEREFORE, BE IT

RESOLUTIONS Continued

RESOLVED, that JULIUS VARELA, GERALDINE STRICKLAND, and KAREN FABER be and are hereby appointed to the position of Parking Meter Officer at the annual rate of compensation of \$14,128.07 as set forth in Group 2, Step P of the CSEA Salary Schedule effective February 3, 1986, and

BE IT FURTHER RESOLVED, that the Town Clerk forward a copy of this resolution to the Accounting Office and Chief Palmer.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, absent.

The resolution was thereupon duly declared adopted.

#70 APPOINTS LABORERS - HIGHWAY DEPARTMENT.

Councilman Lombardi offered the following resolution which was seconded by Councilman Prusinowski.

WHEREAS, interviews for the position of Laborer in the Highway Department have been held.

NOW, THEREFORE, BE IT

RESOLVED, that MAURICE HENDERSON, TIMOTHY SADLER, and DENNIS WOODSEN be and are hereby appointed to the position of Laborer at the annual rate of compensation of \$14,445.87 as set forth in Group 3, Step P of the CSEA Salary Schedule effective January 21, 1986, and

BE IT FURTHER RESOLVED, that the Town Clerk forward a copy of this resolution to the Accounting Office and Charles Bloss.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, absent.

The resolution was thereupon duly declared adopted.

#71 AUTHORIZES OVERTIME IN THE ACCOUNTING DEPARTMENT.

Councilman Boschetti offered the following resolution which was seconded by Councilman Pike.

RESOLVED, that the following employees be paid overtime compensation from the Accounting Department.

Vourakis, Victoria	-- 2.42 hrs.	@\$16.9761 = \$41.08
Pipczynski, Lori	-- 2.25 hrs.	@\$13.6334 = \$30.68
	-- 5.83 hrs.	@\$14.8632 = \$86.65

FURTHER RESOLVED, that the explanatory report relating to the aforesaid overtime be filed in the Office of the Town Clerk.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, absent.

The resolution was thereupon duly declared adopted.

#72 AUTHORIZES OVERTIME COMPENSATION - SURPLUS FOOD DISTRIBUTION.

Councilman Pike offered the following resolution which was seconded by Councilman Boschetti.

RESOLUTIONS Continued

WHEREAS, surplus foods were distributed to Riverhead residents on Saturday, January 18, 1986.

NOW, THEREFORE, BE IT

RESOLVED, that the following employees receive time and one-half overtime compensation for said distribution.

Paul Bokee	-- 5 hrs. @ \$14.6625 = \$73.31
Verna Campbell	-- 5 hrs. @ \$11.2216 = \$56.11
Monique Cawley	-- 4 hrs. @ \$18.8835 = \$75.53
Frances Friszolowski	-- 5 hrs. @ \$12.7830 = \$63.92
Barbara Grattan	-- 5 hrs. @ \$11.9525 = \$59.76
Nadia Moore	-- 5 hrs. @ \$11.6248 = \$58.12
Victoria Vourakis	-- 5 hrs. @ \$16.3737 = \$81.87
Jean Worthington	-- 5 hrs. @ \$14.6832 = \$73.42

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, absent.

The resolution was thereupon duly declared adopted.

#73 APPOINTS LABORER - SEWER DISTRICT.

(See Sewer District Minutes)

#74 CREATES PERMANENT PART-TIME CLERK TYPIST POSITION.

Councilman Lombardi offered the following resolution which was seconded by Councilman Prusinowski.

RESOLVED, that the position of Permanent Part-Time Clerk Typist is hereby created in the Town Clerk's Office, and

BE IT FURTHER RESOLVED, that Audrey Schuller be and is hereby appointed to the position of permanent part-time clerk typist in the Town Clerk's office, to be compensated at the hourly wage of \$5.00 effective January 27, 1986.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, absent.

The resolution was thereupon duly declared adopted.

#75 APPOINTS REGISTRAR OF VITAL STATISTICS AND DEPUTY AND SUB-REGISTRARS OF VITAL STATISTICS.

Councilman Boschetti offered the following resolution which was seconded by Councilman Pike.

BE IT RESOLVED, that Irene J. Pendzick, Town Clerk, be and is hereby re-appointed to the position of Registrar of Vital Statistics for a two-year period effective January 1, 1986 and ending December 31, 1987 at an annual rate of compensation of \$1,000, and

BE IT FURTHER RESOLVED, at the request and recommendation of Town Clerk, Irene J. Pendzick; Barbara Grattan be and is hereby appointed to the position of Deputy Registrar of Vital Statistics for the year of 1986 and 1987 at an annual

RESOLUTIONS Continued

rate of compensation of \$3,000; Denise Hansen be and is hereby appointed to the position of Sub-Registrar of Vital Statistics for the year of 1986 and 1987 at an annual rate of compensation of \$2,500; and Nadia Moore be and is hereby appointed to the position of Sub-Registrar of Vital Statistics for the year of 1986 and 1987 at an annual rate of compensation of \$2,000.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, absent.

The resolution was thereupon duly declared adopted.

Councilman Prusinowski, "Irene I know you have a lot of confidence in Denise but we're re-appointing her twice?"

Irene J. Pendzick, "She's being appointed to Deputy Town Clerk and sub-registrar."

Councilman Boschetti, "Two separate things."

Irene J. Pendzick, "Two separate things. Oh. These all were supposed to be done at the first of the year and I forgot."

Councilman Prusinowski, "Didn't we do Deputy Town Clerk?"

Councilman Boschetti, "We did Deputy Town Clerk, yes."

Councilman Lombardi, "Deputy Town Clerk I did."

Councilman Prusinowski, "Then what's this resolution number 76 Appoints Deputy Town Clerk?"

Irene J. Pendzick, "Ok. That's been done. Then you don't have to do it."

Councilman Prusinowski, "You see resolution number 76 is a repeat of number 66."

Councilman Boschetti, "Oh 76. I thought you meant 75."

Councilman Prusinowski, "No, no, no. I'm reading the next resolution and we've already done that."

Councilman Boschetti, "Ok. You're right."

Councilman Prusinowski, "It's just a mistake."

Councilman Pike, "Denise didn't assemble all these papers?"

Irene Pendzick, "No."

Councilman Pike, "And she's in charge of vital statistics?"

Irene Pendzick, "No she's not. I'm in charge."

RESOLUTIONS Continued

Councilman Prusinowski, "So we're going to have to renumber the rest of them."

Irene Pendzick, "Well I'll just void number 76."

#76 APPOINTS DEPUTY TOWN CLERK.

(Void; repeat of resolution number 66)

#77 AMENDS RESOLUTION #18 RE: ASSOCIATION MEETINGS.

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

WHEREAS, the Town Board desires to amend Resolution No. 18.

NOW, THEREFORE, BE IT

RESOLVED, that the following be adopted in place of Resolution No. 18:

BE IT RESOLVED, that all department heads and members of various appointed Boards and elected officials be and are hereby authorized to attend all meetings and luncheons of their respective associations, to be held in 1986, and that all necessary expenses be reimbursed and the same charged to their respective expense accounts.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, absent.

The resolution was thereupon duly declared adopted.

#78 RESOLUTION ACKNOWLEDGING THE 68TH ANNIVERSARY OF UKRAINIAN INDEPENDENCE.

(See Page 45)

#79 AUTHORIZES TOWN CLERK TO PUBLISH AND POST DISPLAY AD RE: ACCEPTANCE OF APPLICATIONS FOR POSITION OF MEMBER, TOWN OF RIVERHEAD PLANNING BOARD.

Councilman Boschetti offered the following resolution which was seconded by Councilman Pike.

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the below Display Ad notifying of the acceptance of the Town of Riverhead of applications and resumes for membership with the Town of Riverhead Planning Board in the January 30, 1986 issue of The News Review.

ACCEPTANCE OF APPLICATIONS
MEMBERSHIP, PLANNING BOARD

PLEASE TAKE NOTICE, the Town of Riverhead is now accepting resumes and the completion of applicaiton for membership with the Town of Riverhead Planning Board. Interested individuals should submit a resume and/or completed employment application to the Office of the Supervisor, 200 Howell Avenue, Riverhead, New York

RESOLUTIONS Continued

between the hours of 8:30 a.m. and 4:30 p.m. weekdays. No applications for this position shall be accepted after Friday, February 7, 1986. The Town of Riverhead does not discriminate on the basis of race, color, national origin, sex, age and handicapped status in employment or the provision of services.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, absent.

The resolution was thereupon duly declared adopted.

#80 RESCINDING RESOLUTION #524 OF 1985 OF ATRIUM GROUP LTD.

Councilman Pike offered the following resolution which was seconded by Councilman Boschetti.

WHEREAS, by application of the Atrium Group Limited for the major subdivision known as Farms at Baiting Hollow, it was determined by the Riverhead Town Board by Resolution No. 160 adopted February 26, 1985, that the Town Board would notify involved agencies of its designation as lead agency pursuant to the State Environmental Quality Review Act, and

WHEREAS, said June 6, 1985 map has been abandoned by the applicant who has, in its place, substituted a larger schedule of development under the name of Map of "The Village Greens at Baiting Hollow: prepared by Young and Young bearing the date of November 11, 1985.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Riverhead revoke its determination of the non-significance and rescinds resolution No. 524 of 1985, and be it further

RESOLVED, that, as lead agency of the application of the Atrium Group Limited, the Town Board directs that the applicant file a new environmental assessment form with the Town Board, the Town Planning Board, the Conservation Advisory Council and the Town of Riverhead Environmental Quality Review Board, and be it further

RESOLVED, that the Town Clerk is to send a certified copy of this Resolution by Registered Mail upon the applicant; L. Alan Birthwhistle, Esq. and the Riverhead Town Planning Board.

Councilman Pike, "That's the end of the resolution. By way of explanation, basically it was determined that the application which is currently pending before the Planning Board for a subdivision of approximately one hundred and eighty five acres of farmland in the Calverton area had not been reviewed pursuant the State Environmental Quality Review Act. The prior application for one hundred and fifteen acres and somewhat lesser number of units had been. The applicant and the Town Board I think are going to want to make sure that every "t" is crossed and every "i" is dotted. In compliance with the State Environmental Quality Review Act this will initiate the process of an application all over again."

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, absent.

The resolution was thereupon duly declared adopted.

RESOLUTIONS Continued#81 AUTHORIZES OVERTIME COMPENSATION - WATER DISTRICT.

(See Water District Minutes)

#82 AMENDS RESOLUTION #30 RE: ASSOCIATION OF TOWN EXPENSES.

Councilman Lombardi offered the following resolution which was seconded by Councilman Prusinowski.

WHEREAS, it has been brought to the Town Board's attention that expenses regarding attendance at the Annual Meeting of the Association of Towns in the State of New York have increased considerably and attendance at the Annual Breakfast is now mandatory.

NOW, THEREFORE, BE IT

RESOLVED, that the maximum reimbursable expenses for those individuals authorized to attend is hereby amended to be changed from \$470 to \$500 and shall be charged to the respective departments.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, absent.

The resolution was thereupon duly declared adopted.

#83 PROMOTES CUSTODIAL WORKER.

Councilman Boschetti offered the following resolution which was seconded by Councilman Pike.

RESOLVED, that Allen Smith, Jr. is hereby promoted from the position of Custodial Worker I to the position of Custodial Worker II at Group 3, Step P of the salary administration schedule at the annual compensation of \$14,445.87 effective January 20, 1986.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, absent.

The resolution was thereupon duly declared adopted.

BILLS

Bills submitted on abstract dated January 21, 1986 as follows:

Councilman Prusinowski offered the following resolution which was seconded by Councilman Boschetti.

RESOLVED, that subject to complete audit, the following bills be approved for payment.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, absent.

The resolution was thereupon duly declared adopted.

Councilman Prusinowski, "Does anybody want to address the Town Board on any subject? That being the case, I declare the hearing and the meeting closed. Thank you."

There being no further business on motion or vote, the meeting adjourned at 10:05 p.m.



Irene J. Pendzick
Town Clerk

IJP:nm